

Daily Digest

Senate

Chamber Action

The Senate was not in session and stands adjourned until 2 p.m., on Monday, December 5, 2011.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 11 public bills, H.R. 3548–3558; and 1 resolution, H. Res. 483 were introduced. **Pages H8124–25**

Additional Cosponsors: **Pages H8125–26**

Report Filed: A report was filed today as follows:

H.R. 2471, to amend section 2710 of title 18, United States Code, to clarify that a video tape service provider may obtain a consumer's informed, written consent on an ongoing basis and that consent may be obtained through the Internet, with an amendment (H. Rept. 112–312). **Page H8124**

Regulatory Accountability Act of 2011: The House passed H.R. 3010, to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents, by a recorded vote of 253 ayes to 167 noes, Roll No. 888.

Pages H8081–H8105

Rejected the Boswell motion to recommit the bill to the Committee on the Judiciary with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of 186 ayes to 233 noes, Roll No. 887. **Pages H8103–05**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill shall be considered as an original bill for the purpose of amendment under the five-minute rule. **Page H8088**

Agreed to:

Olson amendment (No. 2 printed in part B of H. Rept. 112–296) that clarifies that cumulative costs and benefits and estimated impacts on jobs shall include an estimate of the net gain or loss in domestic jobs. **Page H8093**

Rejected:

Moore amendment (No. 1 printed in part B of H. Rept. 112–296) that sought to clarify that an agency shall take into account whether a problem disproportionately impacts certain vulnerable subpopulations (including veterans, low-income individuals and families, and the elderly), and whether such an impact would be mitigated by new agency action (by a recorded vote of 187 ayes to 232 noes, Roll No. 882);

Pages H8092–93, H8099–H8100

Jackson Lee amendment (No. 3 printed in part B of H. Rept. 112–296) that sought to clarify that the agency would retain the discretion to determine whether to provide advance notice, not later than 90 days, of a proposed rule prior to it being published in the Federal Register (by a recorded vote of 162 ayes to 250 noes, Roll No. 883);

Pages H8093–95, H8100

Connolly amendment (No. 5 printed in part B of H. Rept. 112–296) that sought to clarify that regulations to protect public health and safety would not be blocked or repealed by H.R. 3010 (by a recorded vote of 171 ayes to 242 noes, Roll No. 884);

Pages H8095–96, H8100–01

Nadler amendment (No. 6 printed in part B of H. Rept. 112–296) that sought to exempt from the Act actions by the Nuclear Regulatory Commission under the Atomic Energy Act (by a recorded vote of 174 ayes to 247 noes, Roll No. 885); and

Pages H8096–97, H8101–02

Jackson Lee amendment (No. 7 printed in part B of H. Rept. 112–296) that sought to exempt all rules promulgated by the Department of Homeland Security (by a recorded vote of 175 ayes to 247 noes, Roll No. 886).

Pages H8097–99, H8102

H. Res. 477, the rule that is providing for consideration of H.R. 3463, H.R. 527, and H.R. 3010, was agreed to on November 30th.

Moment of Silence: The House observed a moment of silence in memory of Carlos Moorhead, former Member of Congress. **Page H8106**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet on Monday, December 5th at 12 noon for morning hour debate and 2 p.m. for legislative business. **Page H8111**

Senate Message: Message received from the Senate today appears on page H8117.

Quorum Calls—Votes: Seven recorded votes developed during the proceedings of today and appear on pages H8099–H8100, H8100, H8101, H8101–02, H8102, H8104–05, H8105. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 3:10 p.m.

Committee Meetings

BUSINESS MEETING

Committee on Agriculture: Full Committee held a business meeting to consider the issuance of a subpoena to compel the attendance of a witness at the subsequent hearing to examine the MF Global Bankruptcy. The Chairman was authorized to issue the subpoena.

KEYSTONE XL PIPELINE

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing entitled “Expediting the Keystone XL Pipeline: Energy Security and Jobs.” Testimony was heard from public witnesses.

LEGISLATIVE MEASURES

Committee on Natural Resources: Subcommittee on Water and Power held a hearing on the following: H.R. 976, to terminate certain hydropower reservations, and for other purposes; and H.R. 3263, the “Lake Thunderbird Efficient Use Act of 2011.” Testimony was heard from Kira Finkler, Deputy Commissioner for External and Intergovernmental Affairs, Bureau of Reclamation; Randy Worden, District Manager, Central Oklahoma Master Conservancy District; and public witnesses.

LEGISLATIVE MEASURES

Committee on Natural Resources: Subcommittee on National Parks, Forests and Public Lands held a hearing on the following: H.R. 1038, to authorize the conveyance of two small parcels of land within the boundaries of the Coconino National Forest containing private improvements that were developed based upon the reliance of the landowners in an erroneous survey conducted in May 1960; H.R. 1237, to provide for a land exchange with the Trinity Public Utilities District of Trinity County, California, in-

volving the transfer of land to the Bureau of Land Management and the Six Rivers National Forest in exchange for National Forest System land in the Shasta-Trinity National Forest, and for other purposes; H.R. 2157, to facilitate a land exchange involving certain National Forest System lands in the Inyo National Forest, and for other purposes; H.R. 2490, to amend the National Trails System Act to provide for a study of the Cascadia Marine Trail; H.R. 2504, the “Coltsville National Historical Park Act”; H.R. 2745 to amend the Mesquite Lands Act of 1986 to facilitate implementation of a multispecies habitat conservation plan for the Virgin River in Clark County, Nevada; H.R. 2947, to provide for the release of the reversionary interest held by the United States in certain land conveyed by the United States in 1950 for the establishment of an airport in Cook County, Minnesota; H.R. 3222, to designate certain National Park System land in Olympic National Park as wilderness or potential wilderness, and for other purposes; H.R. 3452, the “Wasatch Range Recreation Access Enhancement Act”; and S. 684, to provide for the conveyance of certain parcels of land to the town of Alta, Utah. Testimony was heard from Rep. Herger; Rep. McKeon; Rep. Larson of Connecticut; Rep. Cravaack; Rep. Gosar; Rep. Heck; Gregory Smith, Acting Deputy Chief of Staff, Forest Service, Department of Agriculture; Peggy O'Dell, Deputy Director, National Park Service, Department of the Interior; Michael Jensen, Councilman, Salt Lake County Council; Ralph Becker, Mayor, Salt Lake City, Utah; Matt Ryan, Supervisor, Coconino County, Arizona; Pedro Segarra, Mayor, Hartford, Connecticut; and public witnesses.

UNDERSTANDING AND PREVENTING VETERAN SUICIDE

Committee on Veterans' Affairs: Full Committee held a hearing on Understanding and Preventing Veteran Suicide. Testimony was heard from Jan E. Kemp, National Mental Health Director for Suicide Prevention, Veterans Health Administration, Department of Veterans Affairs; and public witnesses.

SOCIAL SECURITY DISABILITY INSURANCE

Committee on Ways and Means: Subcommittee on Social Security held a hearing series entitled “Securing the Future of the Social Security Disability Insurance (SSDI) Program.” The focus of this hearing is the history of the disability insurance program, the income security it provides and its financing challenges. Testimony was heard from Stephen C. Goss, Chief Actuary, Social Security Administration; and public witnesses.

Joint Meetings

COMBATING ANTI-SEMITISM IN THE OSCE REGION

Commission on Security and Cooperation in Europe: Commission concluded a hearing to examine combating

anti-Semitism in the Organization for Security and Cooperation in Europe region, focusing on taking stock of the situation today, including initiatives designed to target violent and other manifestations on anti-Semitism in the fifty-six North American and European countries that comprise the Organization for Security and Cooperation in Europe (OSCE), after receiving testimony from Hannah Rosenthal, Department of State Special Envoy to Monitor and Combat Anti-Semitism; Andrew Baker, The OSCE Chairman-in Office's Personal Representative on Combating Anti-Semitism, Stacy Burdett, Anti-Defamation League, and Mark Levin, National Conference on Soviet Jewry, all of Washington, D.C.; and Shimon Samuels, Simon Wiesenthal Center, Paris, France.

CONGRESSIONAL PROGRAM AHEAD

Week of December 5 through December 10,
2011

Senate Chamber

On *Monday*, at 4:30 p.m., Senate will begin consideration of the nominations of Edgardo Ramos, of Connecticut, to be United States District Judge for the Southern District of New York, Andrew L. Carter, Jr., of New York, to be United States District Judge for the Southern District of New York, James Rodney Gilstrap, of Texas, to be United States District Judge for the Eastern District of Texas, and Dana L. Christensen, of Montana, to be United States District Judge for the District of Montana, with votes on confirmation of the nominations at 5:30 p.m.

During the balance of the week, Senate may consider any cleared legislative and executive business.

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Banking, Housing, and Urban Affairs: December 6, to hold hearings to examine continued oversight of the implementation of the "Wall Street Reform Act", 10 a.m., SD-538.

December 7, Subcommittee on Financial Institutions and Consumer Protection, to hold hearings to examine enhanced supervision, focusing on a new regime for regulating large, complex financial institutions, 2 p.m., SD-538.

Committee on Commerce, Science, and Transportation: December 6, Subcommittee on Consumer Protection, Product Safety, and Insurance, to hold hearings to examine contaminated drywall, focusing on examining the current health, housing and product safety issues facing homeowners, 10 a.m., SR-253.

December 7, Full Committee, to hold hearings to examine turning the investigation on the science of forensics, 2:30 p.m., SR-253.

December 8, Full Committee, business meeting to consider pending calendar business, Time to be announced, Room to be announced.

December 8, Full Committee, to hold hearings to examine the Internet Corporation for Assigned Names and Numbers' (ICANN) expansion of top level domains, 10 a.m., SR-253.

Committee on Energy and Natural Resources: December 8, to hold hearings to examine the nomination of Arunava Majumdar, of California, to be Under Secretary of Energy, 9:30 a.m., SD-366.

December 8, Subcommittee on Water and Power, to hold hearings to examine opportunities and challenges to address domestic and global water supply issues, 2:30 p.m., SD-366.

Committee on Finance: December 6, to hold a joint hearing with the House Committee on Ways and Means to examine tax reform and the tax treatment of financial products, 10 a.m., HVC-210.

December 7, Full Committee, to hold hearings to examine drug shortages, focusing on why they happen and what they mean, 10 a.m., SD-215.

Committee on Foreign Relations: December 8, to hold hearings to examine the nominations of Tara D. Sonenshine, of Maryland, to be Under Secretary of State for Public Diplomacy, and Earl W. Gast, of California, to be an Assistant Administrator of the United States Agency for International Development, 10 a.m., SD-419.

Committee on Health, Education, Labor, and Pensions: December 8, to hold hearings to examine barriers facing the long-term unemployed, 9:45 a.m., SD-106.

Committee on Homeland Security and Governmental Affairs: December 6, Ad Hoc Subcommittee on Contracting Oversight, to hold hearings to examine whistleblower protections for government contractors, 10 a.m., SD-342.

December 7, Full Committee, to hold a joint hearing with the House Committee on Homeland Security to examine homegrown terrorism, focusing on the threat to military communities inside the United States, 9:30 a.m., HVC-210.

December 7, Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia, with the Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs, to hold joint hearings to examine earthquakes to terrorist attacks, focusing on if the national capital region is prepared for the next disaster, 2:30 p.m., SD-342.

Committee on Indian Affairs: December 8, to hold an oversight hearing to examine state and Federal tax policy, focusing on building new markets in Indian country, 2:15 p.m., SD-628.

Committee on the Judiciary: December 6, Subcommittee on Administrative Oversight and the Courts, to hold hearings to examine access to the court, focusing on televising the Supreme Court, 10 a.m., SD-226.

December 6, Subcommittee on Antitrust, Competition Policy and Consumer Rights, to hold hearings to examine the Express Scripts/Medco merger, 2:30 p.m., SD-226.

December 7, Full Committee, to hold hearings to examine reauthorizing the EB-5 Regional Center Program, focusing on promoting job creation and economic development in American communities, 10 a.m., SD-226.

December 7, Full Committee, to hold hearings to examine the nomination of Paul J. Watford, of California, to be United States Circuit Judge for the Ninth Circuit, 2:30 p.m., SD-226.

December 8, Full Committee, business meeting to consider S.1886, to prevent trafficking in counterfeit drugs, S. 678, to increase the penalties for economic espionage,

S.1821, to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts, and the nomination of Kathryn Keneally, of New York, to be an Assistant Attorney General, Department of Justice, 10 a.m., SD-226.

Select Committee on Intelligence: December 8, to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

House Committees

Committee on Agriculture, December 8, full Committee, hearing on the Examination of MF Global bankruptcy, 9:30 a.m., 1300 Longworth.

Committee on Financial Services, December 6, full Committee, hearing on H.R. 1148, the "Stop Trading on Congressional Knowledge Act." 10 a.m., 2128 Rayburn.

December 7, Subcommittee on Capital Markets and Government Sponsored Enterprises, hearing on the Private Mortgage Market Investment Act, Part 2." 10 a.m., 2128 Rayburn.

December 7, Subcommittee on Oversight and Investigations, business meeting for the purpose of authorizing and issuing a subpoena ad testificandum for the appearance of Jon Corzine in conjunction with the hearing scheduled for Thursday, December 15, 2011, 3 p.m., 2128 Rayburn.

Committee on Foreign Affairs, December 5, Subcommittee on Africa, Global Health, and Human Rights, hearing entitled "Fighting Malaria: Progress and Challenges." 3 p.m., 2172 Rayburn.

December 7, Subcommittee on Oversight and Investigations; and Subcommittee on Middle East and South Asia; joint hearing entitled "Camp Ashraf: Iraqi Obligations and State Department Accountability." 2:30 p.m., 2172 Rayburn.

Committee on Homeland Security, December 6, Subcommittee on Cybersecurity, Infrastructure Protection and Security Technologies, hearing entitled "Hearing on Draft Legislative Proposal on Cybersecurity." 10 a.m., 311 Cannon.

December 6, Subcommittee on Counterterrorism and Intelligence, hearing entitled "Jihadist Use of Social Media—How to Prevent Terrorism and Preserve Innovation." 2 p.m., 311 Cannon.

December 8, Subcommittee on Transportation Security, hearing entitled "A Review of Passenger Screening Technology at U.S. Airports." Noon, 311 Cannon.

Committee on the Judiciary, December 6, Subcommittee on the Constitution, hearing on H.R. 3541, the "Susan B. Anthony and Frederick Douglass Prenatal Non-discrimination Act (PRENDA) of 2011." 1 p.m., 2141 Rayburn.

December 7, Subcommittee on Intellectual Property, Competition and the Internet, hearing entitled "Oversight of the Antitrust Enforcement Agencies." 10 a.m., 2141 Rayburn.

December 7, Subcommittee on Immigration Policy and Enforcement, hearing entitled "Visa Waiver Program Oversight: Risks and Benefits of the Program." 1 p.m., 2141 Rayburn.

December 8, full Committee, hearing on the United States Department of Justice, 9:30 a.m., 2141 Rayburn.

Committee on Natural Resources, December 6, full Committee, hearing entitled "The Endangered Species Act: How Litigation is Costing Jobs and Impeding True Recovery Efforts." 10 a.m., 1324 Longworth.

Committee on Oversight and Government Reform, December 7, Subcommittee on Government Organization, Efficiency and Financial Management; and Subcommittee on Health Care, District of Columbia, Census and the National Archives, joint hearing entitled "A Medicaid Fraud Victim Speaks Out: What's Going Wrong and Why?" 10 a.m., 2154 Rayburn.

December 7, Subcommittee on National Security, Homeland Defense and Foreign Operations, hearing entitled "Oversight in Iraq and Afghanistan: Challenges and Solutions." 10 a.m., 2247 Rayburn.

Committee on Rules, December 6, full Committee, hearing on H.R. 1633, the "Farm Dust Regulation Prevention Act of 2011" 3 p.m., H-313 Capitol.

Committee on Science, Space, and Technology, December 6, full Committee, hearing entitled "The Next Great Observatory: Assessing the James Webb Space Telescope." 2 p.m., 2318 Rayburn.

December 7, Subcommittee on Energy and Environment, hearing entitled "Energy Critical Elements: Identifying Research Needs and Strategic Priorities." 10 a.m., 2318 Rayburn.

Committee on Transportation and Infrastructure, December 6, full Committee, hearing entitled "The Federal Railroad Administration's High Speed and Intercity Passenger Rail Program: Mistakes and Lessons Learned." 11 a.m., 2167 Rayburn.

December 7, full Committee, hearing entitled "Restoring Jobs, Coastal Viability and Economic Resilience in the Gulf of Mexico: H.R. 3096, the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act of 2011." 10 a.m., 2167 Rayburn.

House Permanent Select Committee on Intelligence, December 8, full Committee, hearing on ongoing intelligence activities, 10 a.m., HVC-304. This is a closed hearing.

Next Meeting of the SENATE

2 p.m., Monday, December 5

Next Meeting of the HOUSE OF REPRESENTATIVES

12 p.m., Monday, December 5

Senate Chamber

Program for Monday: After the transaction of any morning business (not to extend beyond 4:30 p.m.), Senate will begin consideration of the nominations of Edgardo Ramos, of Connecticut, to be United States District Judge for the Southern District of New York, Andrew L. Carter, Jr., of New York, to be United States District Judge for the Southern District of New York, James Rodney Gilstrap, of Texas, to be United States District Judge for the Eastern District of Texas, and Dana L. Christensen, of Montana, to be United States District Judge for the District of Montana, with votes on confirmation of the nominations at 5:30 p.m.

House Chamber

Program for Monday: To be announced.

Extensions of Remarks, as inserted in this issue

HOUSE

Akin, W. Todd, Mo., E2167
 Bishop, Sanford D., Jr., Ga., E2171, E2177
 Brady, Robert A., Pa., E2166
 Capps, Lois, Calif., E2175
 Coffman, Mike, Colo., E2174
 Doyle, Michael F., Pa., E2164
 Eshoo, Anna G., Calif., E2164
 Flake, Jeff, Ariz., E2175
 Graves, Sam, Mo., E2176, E2177
 Hartzler, Vicky, Mo., E2168
 Heinrich, Martin, N.M., E2167

Hirono, Mazie K., Hawaii, E2172
 Johnson, Henry C. "Hank", Jr., Ga., E2172
 Johnson, Sam, Tex., E2163, E2166, E2167, E2168, E2170,
 E2171, E2173, E2174, E2176, E2177
 Kucinich, Dennis J., Ohio, E2163, E2170, E2176
 Lance, Leonard, N.J., E2169
 Lofgren, Zoe, Calif., E2175
 Maloney, Carolyn B., N.Y., E2168
 Meehan, Patrick, Pa., E2170, E2171
 Miller, Candice S., Mich., E2163
 Pence, Mike, Ind., E2168
 Poe, Ted, Tex., E2167
 Rangel, Charles B., N.Y., E2174

Schakowsky, Janice D., Ill., E2176
 Schilling, Robert T., Ill., E2170
 Sutton, Betty, Ohio, E2166
 Thompson, Bennie G., Miss., E2163, E2166, E2167,
 E2169, E2170, E2172, E2173
 Tsongas, Niki, Mass., E2175
 Van Hollen, Chris, Md., E2173
 Webster, Daniel, Fla., E2167
 Wolf, Frank R., Va., E2169
 Woolsey, Lynn C., Calif., E2172
 Young, C.W. Bill, Fla., E2172



Congressional Record

printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through the U.S. Government Printing Office at www.fdsys.gov, free of charge to the user. The information is updated online each day the *Congressional Record* is published. For more information, contact the GPO Customer Contact Center, U.S. Government Printing Office. Phone 202-512-1800, or 866-512-1800 (toll-free). E-Mail, contactcenter@gpo.gov. ¶The *Congressional Record* paper and 24x microfiche edition will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$252.00 for six months, \$503.00 per year, or purchased as follows: less than 200 pages, \$10.50; between 200 and 400 pages, \$21.00; greater than 400 pages, \$31.50, payable in advance; microfiche edition, \$146.00 per year, or purchased for \$3.00 per issue payable in advance. The semimonthly *Congressional Record Index* may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 979050, St. Louis, MO 63197-9000, or phone orders to 866-512-1800 (toll-free), 202-512-1800 (D.C. area), or fax to 202-512-2104. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

POSTMASTER: Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Printing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.